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FEB 02 2009

REQUEST FOR CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 10/003,915
Filing Date: May 30, 2003
First Named Inventor: Mauro et al.
Group Art Unit: 3761
Examiner Name: Catharine L. Anderson
Attorney Docket Number: 460.2115USU
CUSTOMER NO.: 67,519

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. _____ Previously submitted

i. _____ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on _____ (any unentered amendment(s) referred to above will be entered).

ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed filed on _____

iii. _____ Other _____

b. XXXXXX Enclosed

i. XXXXXX Amendment with transmittal

ii. _____ Affidavit(s)/Declaration(s)

iii. XXXXXX Supplemental Information Disclosure Statement (IDS) and PTO-1449

iv. _____ Other _____

2. Miscellaneous

a. _____ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. _____ Other _____

3. Fees The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. XXXXXX The Commissioner is hereby authorized to charge the fee of **\$810.00**, any deficiency in fees, or credit any overpayments to **Deposit Account No.: 162-127 in the name of Playtex Products, Inc.** If needed, please charge any additional fees to Deposit Account No. **01-0467**.

i. XXXXXX RCE fee (\$810.00) required under 37 C.F.R. §1.17(e)

ii. _____ Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. _____ Other _____

b. _____ Check in the amount of \$ _____ enclosed

c. _____ Payment by credit card (Form PTO-2038 enclosed)

January 26, 2009

Date of Signature


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